

Serial No.: 09/866,034

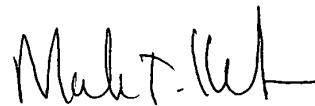
Filed: May 25, 2001

The Commissioner is authorized to charge any fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 07-0630.

Respectfully submitted,

GENENTECH, INC.

By: _____



Mark T. Kresnak, Ph.D.

Reg. No. 42,767

Telephone: (650) 225-4461



09157

PATENT TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|---|-----------------------|
| In re Application of: | Group Art Unit: 1647 |
| Botstein et al. | Examiner: Spector, L. |
| Serial No.: 09/866,034 | |
| Filed: May 25, 2001 | |
| For: <i>Secreted and Transmembrane Polypeptides and Nucleic Acids Encoding the Same</i> | |

**PROPERTY RIGHTS STATEMENT TO DOE AND/OR NASA (42 U.S.C. §§ 2182 and 2457) -
INVENTORS EMPLOYED BY AN ORGANIZATION**

Assistant Commissioner of Patents
ATTN: Licensing and Review
Washington, D.C. 20231

RECEIVED
OCT - 8 2002
LICENSING & REVIEW

Sir:

We, as joint inventors named in the above captioned patent application and the continuation applications of the above captioned patent application as listed on the herewith attached Appendix A, hereby declare with respect to the invention(s) described and claimed in the above captioned patent application and in the continuation applications of the above captioned patent application as listed on the herewith attached Appendix A that:

1. We made and conceived (a) the invention described and claimed in the above captioned U.S. patent application Serial No. 09/866,034 filed in the United States of America on May 25, 2001 and entitled "Secreted and Transmembrane Polypeptides and Nucleic Acids Encoding the Same" and (b) the invention(s) described and claimed in the continuation applications of the above captioned patent application as listed on the herewith attached Appendix A (henceforth the "Inventions");

2. We made and conceived these Inventions while employed by Genentech, Inc., 1 DNA Way, South San Francisco, California, 94080;

Serial No.: 09/866,034

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3. These invention(s) are related to the work we are employed to perform (or were employed to perform, if no longer employed by Genentech, Inc.) and were made within the scope of our employment duties; that these inventions were made during working hours and with the use of facilities, equipment, materials, funds, information and services of Genentech, Inc.;

4. To the best of our knowledge and belief, these Inventions were not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy;

5. To the best of our knowledge and belief, these Inventions were not made (conceived or first actually reduced to practice) under, nor is there any relationship of these Inventions to the performance of any work under any contract of the National Aeronautics and Space Administration;

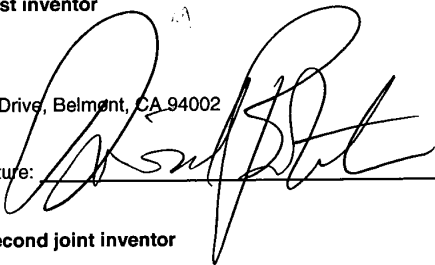
6. We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that all such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor

David Botstein

2539 Somerset Drive, Belmont, CA 94002

Citizenship: US

Inventor's signature: 

Date: 9-4-02

Full name of second joint inventor

Luc Desnoyers

2050 Stockton Street, San Francisco, CA 94133

Citizenship: CA

Inventor's signature: _____

Date: _____

Serial No.: 09/866,034

Filed: May 25, 2001

3. These invention(s) are related to the work we are employed to perform (or were employed to perform, if no longer employed by Genentech, Inc.) and were made within the scope of our employment duties; that these inventions were made during working hours and with the use of facilities, equipment, materials, funds, information and services of Genentech, Inc.;

4. To the best of our knowledge and belief, these Inventions were not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy;

5. To the best of our knowledge and belief, these Inventions were not made (conceived or first actually reduced to practice) under, nor is there any relationship of these Inventions to the performance of any work under any contract of the National Aeronautics and Space Administration;

6. We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that all such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor

David Botstein
2539 Somerset Drive, Belmont, CA 94002
Citizenship: US
Inventor's signature: _____

Date: _____

Full name of second joint inventor

Luc Desnoyers
2050 Stockton Street, San Francisco, CA 94133
Citizenship: CA
Inventor's signature: *Luc Desnoyers*

Date: 09/04/2002

Serial No.: 09/866,034

Filed: May 25, 2001

Full name of third joint inventor

Napoleone Ferrara

2090 Pacific Avenue #704, San Francisco, CA 94109

Citizenship: US

Inventor's signature: N Ferrara

Date: 9/25/02

Full name of fourth joint inventor

Sherman Fong

19 Basinside Way, Alameda, CA 94502

Citizenship: US

Inventor's signature: _____

Date: _____

Full name of fifth joint inventor

Wei-Qiang Gao

3025 South Court, Palo Alto, CA 94306

Citizenship: CN

Inventor's signature: _____

Date: _____

Full name of sixth joint inventor

Audrey Goddard

110 Congo Street, San Francisco, CA 94131

Citizenship: CA

Inventor's signature: _____

Date: _____

Full name of seventh joint inventor

Austin L. Gurney

1 Debbie Lane, Belmont, CA 94002

Citizenship: US

Inventor's signature: _____

Date: _____

Full name of eighth joint inventor

James Pan

14 Tewsley Place, Zitobicoke, ONT M9P 1N7

Citizenship: CA

Inventor's signature: _____

Date: _____

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Sherman Fong

19 Basinside Way, Alameda, CA 94502

Citizenship: US

Inventor's signature: Sherman Fong

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3025 South Court, Palo Alto, CA 94306

Citizenship: ~~CA~~ US

Inventor's signature:  _____

Date: 9/3/02

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3025 South Court, Palo Alto, CA 94306

Citizenship: CN

Inventor's signature: _____

Date: _____

Full name of sixth joint inventor

Audrey Goddard

110 Congo Street, San Francisco, CA 94131

Citizenship: CA

Inventor's signature: *A. Goddard*

Date: *Sept. 4, 2002*

Full name of seventh joint inventor

Austin L. Gurney

1 Debbie Lane, Belmont, CA 94002

Citizenship: US

Inventor's signature: _____

Date: _____

Full name of eighth joint inventor

James Pan

14 Tewsley Place, Zitobicoke, ONT M9P 1N7

Citizenship: CA

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Date: _____

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110 Congo Street, San Francisco, CA 94131

Citizenship: CA

Inventor's signature: _____

Date: _____

Full name of seventh joint inventor

Austin L. Gurney

1 Debbie Lane, Belmont, CA 94002

Citizenship: US

Inventor's signature:  _____

Date: 8/19/2003

Full name of eighth joint inventor

James Pan

14 Tewsley Place, Zitobicoke, ONT M9P 1N7

Citizenship: CA

Inventor's signature: _____

Date: _____

Serial No.: 09/866,034

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Napoleone Ferrara

2090 Pacific Avenue #704, San Francisco, CA 94109

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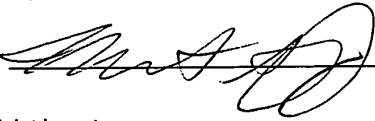
Filed: May 25, 2001

Full name of ninth joint inventor

Margaret Ann Roy

2960 Webster Street #4, San Francisco, CA 94123

Citizenship: US

Inventor's signature: 

Date: 10 Sept 2001

Full name of tenth joint inventor

Timothy A. Stewart

465 Douglass Street, San Francisco, CA 94114

Citizenship: US

Inventor's signature: _____

Date: _____

Full name of eleventh joint inventor

Daniel Tumas

3 Rae Avenue, Orinda, CA 94563

Citizenship: US

Inventor's signature: _____

Date: _____

Full name of twelfth joint inventor

Colin K. Watanabe

128 Corliss Drive, Moraga, CA 94556

Citizenship: US

Inventor's signature: _____

Date: _____

Full name of thirteenth joint inventor

William I. Wood

35 Southdown Court, Hillsborough, CA 94010

Citizenship: US

Inventor's signature: _____

Date: _____

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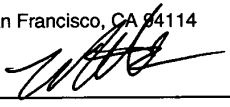
Date: _____

Full name of tenth joint inventor

Timothy A. Stewart

465 Douglass Street, San Francisco, CA 94114

Citizenship: US

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Date: Sep 4 2002

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3 Rae Avenue, Orinda, CA 94563

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Colin K. Watanabe

128 Corliss Drive, Moraga, CA 94556

Citizenship: US

Inventor's signature: Colin K. Watanabe

Date: 9/5/2002

Full name of thirteenth joint inventor

William I. Wood

35 Southdown Court, Hillsborough, CA 94010

Citizenship: US

Inventor's signature: _____

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35 Southdown Court, Hillsborough, CA 94010

Citizenship: US

Inventor's signature: William I. Wood

Date: 9/9/02

APPENDIX A

| Application No. | Application Date | File No |
|-----------------|------------------|------------|
| 10/033167 | 27Dec2001 | P2930R1C10 |
| 10/032990 | 27Dec2001 | P2930R1C11 |
| 10/033246 | 27Dec2001 | P2930R1C12 |
| 10/213535 | 07Aug2002 | P2930R1C13 |
| 10/033244 | 27Dec2001 | P2930R1C2 |
| 10/032996 | 27Dec2001 | P2930R1C3 |
| 10/033396 | 27Dec2001 | P2930R1C4 |
| 10/033435 | 27Dec2001 | P2930R1C5 |
| 10/033301 | 27Dec2001 | P2930R1C6 |
| 10/033245 | 27Dec2001 | P2930R1C7 |
| 10/033326 | 27Dec2001 | P2930R1C8 |
| 10/033223 | 27Dec2001 | P2930R1C9 |